

VERSION WITH MARKINGS TO SHOW CHANGES MADE

1. (Amended) A disposable absorbent garment, comprising:

a topsheet;

a backsheet; and

an absorbent core disposed between said topsheet and said backsheet,

said topsheet, said backsheet and said absorbent core being assembled together to form a layered assembly including a front region, a back region, and a crotch region disposed between said front region and said back region, said layered assembly having a longitudinal plane that extends substantially centrally through said, front, back and crotch regions;

wherein each of said front and back regions further includes at least a pair of ear portions extending in substantially opposite lateral directions with respect to said longitudinal plane, and

wherein at least one of said ear portions includes a layered section comprising

an outer material layer having an inside surface and an outside surface,

and

an elastic stretchable non-permanently elongated member extendible between a contracted configuration and an extended, non-permanently elongated configuration, [said outer material layer being secured to] said inside surface being secured to a corresponding surface of said stretchable member when said stretchable member is disposed in an extended configuration and said outside surface is disposed in a substantially planar configuration, such that said outer material layer is subsequently contractible then extendible with said stretchable member and such that said outside surface is returnable to said substantially planar configuration without permanent elongation of said outer material layer and said stretchable non-permanently elongated member.


1 Please cancel Claim 2.

1 3. (Amended) The garment of Claim [2] 1, wherein [said outer material layer has an  
2 outside surface generally opposite said inside surface, said outside surface being disposed in a  
3 substantially planar configuration when said inside surface is secured to said corresponding  
4 surface of said stretchable member, such that] said outside surface is returned to said  
5 substantially planar configuration when said stretchable member extends from [said] a contracted  
6 configuration to [said] an extended configuration.

7  
Please cancel Claim 4.

1 11. (Amended) The garment of Claim 1, wherein said layered section further includes  
2 a second outer material layer secured to a surface of said stretchable member generally opposite  
3 to said corresponding surface of said stretchable member, and wherein said stretchable member  
4 is disposed between said first outer material layer and said second outer material layer, said first  
5 and second outer material layers being secured to said stretchable member when said stretchable  
6 member is disposed in said extended configuration such that said first and second outer material  
7 layers are subsequently contractible then extendible with said stretchable member.

1 15. (Amended) A disposable absorbent garment comprising:  
2 a layered core assembly including a topsheet, a backsheet, and an absorbent core  
3 positioned between said topsheet and said backsheet; and  
4 at least a pair of extendible ear assemblies positioned on laterally opposite sides  
5 of said layered assembly, each of said ear assemblies including an elastic stretchable non-  
6 permanently elongated member and an outer material layer joined to said elastic member, said  
7 outer material layer having an outside surface and an inside surface, said inside surface being



1 secured to a corresponding surface of said elastic member when said elastic member is disposed  
2 in an extended configuration, wherein said outer material layer exhibits gathers when said elastic  
3 member is disposed in a relaxed configuration, said elastic member being extendible between a  
4 contracted configuration and an extended, non-permanently elongated configuration, said inside  
5 surface being secured to a corresponding surface of said stretchable member when said  
6 stretchable member is disposed in an extended configuration and said outside surface is disposed  
7 in a substantially planar configuration, such that said outer material layer is subsequently  
8 contractible then extendible with said stretchable member and such that said outside surface is  
9 returnable to said substantially planar configuration without permanent elongation of said outer  
10 material layer and said stretchable non-permanently elongated member.  
11

Please cancel Claims 16 and 17.

1

1           18.     (Amended) A method of making a stretchable ear portion in a composite web  
2 structure used for forming a disposable absorbent garment, said method comprising the steps of:  
3                 providing a first layer having a front longitudinal end, a back longitudinal end and  
4 a pair of opposing lateral edges therebetween;  
5                 providing a second layer having a front longitudinal end, a back longitudinal end,  
6 and a pair of opposing lateral edges therebetween;  
7                 providing an absorbent core;  
8                 providing a stretchable member contractible from a stretched configuration to a  
9 contracted configuration;  
10                positioning said stretchable member adjacent a first section of said first layer, said  
11 first section being located proximate one of said lateral edges and one of said longitudinal ends  
12 of said first layer and having an inside surface and an outside surface generally opposite said  
13 inside surface;  
14                [securing said first section to a surface of said stretchable member, while said  
15 stretchable member is disposed in a stretched configuration, such that said first section is  
16 subsequently extendible with said stretchable member] securing said inside surface to said  
17 surface of the stretchable member when said outside surface is disposed in a substantially planar  
18 configuration and said stretchable member is disposed in a stretched configuration, such that said  
19 first section is subsequently extendible with said stretchable member from a contract  
20 configuration to an extended configuration wherein said outer surface is returned unaltered to  
21 said substantially planar configuration; and  
22                securing said first layer, said second layer and said absorbent core together to  
23 form a web structure having a central longitudinal plane and including a front region that  
24 includes said front longitudinal ends and a pair of ear portions extending in substantially opposite  
25 lateral directions with respect to said longitudinal plane, a back region including said back  
26 longitudinal ends and a pair of ear portions extending in substantially opposite lateral directions

1 with respect to said longitudinal plane, and a crotch region disposed between said front region  
2 and said back region, whereby said stretchable member and said first section are included in one  
3 of said ear portions to form a stretchable ear portion.

Please cancel Claim 19.

25. (Amended) A disposable absorbent garment comprising:  
a layered assembly including  
a topsheet  
a backsheet, and  
an absorbent core disposed between said topsheet and said backsheet,  
said layered assembly having a first pair of elasticated ear portions and a second  
pair of elasticated ear portions, each of said first and second pairs of elasticated ear portions  
being joined to define a waist opening and a pair of leg openings; and  
wherein each of said ear portions includes  
an ear section of said topsheet having an outside surface  
an ear section of said backsheet having an outside surface, and  
an elastic stretchable non-permanently elongated member disposed between said  
ear sections and extendible between a contracted condition and an extended, non-permanently  
elongated condition, said ear sections being secured to said elastic member such that said ear  
sections are extendible with said elastic member from a contracted configuration to an extended  
configuration wherein each of said outside surfaces is disposed in a substantially planar  
configuration and wherein said ear sections are secured to said elasticated member when said  
elastic member is disposed in said extended condition, such that said ear sections are extendible  
with said elastic member from a contracted configuration to an extended configuration wherein  
each of said outer surfaces is returned unaltered to said substantially planar configuration without  
permanent elongation of said outer material layer and said stretchable non-permanently elongated  
member.

Please cancel Claim 26.

1           27.     (Amended) The garment of Claim [26] 25, wherein each of said ear sections has  
2     an inside surface positioned generally opposite one of said outside surfaces, said inside surface  
3     being secured to a corresponding surface of said elastic member.

1           33.     (Amended) A method of making a disposable garment having an elasticated ear  
2     portion, said method comprising the steps of:

3                 providing a first layer and a second layer, each layer including a front section  
4     having a first pair of ear sections, a back section having a second pair of ear sections, a crotch  
5     section extending between said front and back sections, and a longitudinal axis extending  
6     substantially centrally between said front section, back section, and crotch section, wherein said  
7     pairs of ear sections extend substantially laterally respective of said longitudinal axis;

8                 providing an absorbent core;

9                 providing an elastic member contractible from an extended configuration to a  
10    relaxed configuration;


11                positioning said elastic member adjacent a first ear section of said first layer;

12                securing said first ear section to a surface of said elastic member, while said  
13    elastic member is disposed in an extended configuration and while an outside surface of said first  
14    ear section is extended so as to be substantially smooth and planar, such that said first ear section  
15    is subsequently contractible and extendible with said stretchable member and returnable to the  
16    extended configuration wherein the outer surface is substantially smooth and planar, and  
17    substantially unaltered from when the first ear section is initially secured to the elastic member;

18                positioning said absorbent core centrally adjacent said first layer;

19                securing said first layer, said second layer and said absorbent core together, such  
20    that said longitudinal axes align, to form a composite structure having a front region that includes  
21    said front sections and a pair of laterally extending ear portions, a back region that includes said  
22    back sections and a pair of laterally extending ear portions, and a crotch region that includes said  
23    crotch sections, whereby said elastic member and said first ear section are included in one of said  
24    ear portions to form an elasticated ear portion; and

25                joining each of said ear portions of said front region with a corresponding ear  
26    portion of said back region to define a waist opening and a pair of leg openings.





Please cancel Claim 34.

Please charge any shortage or credit, any overpayment of fees to the standing account of Fulbright and Jaworski, L.L.P., Account Number 06-2375, under Order Number P01776US1/10104297.

The undersigned is available for telephone consultation at any time during normal business hours, if the Examiner believes that such consultation would expedite the prosecution of the application.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Michael S. McCoy', written over a horizontal line.

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